

FOURTH DAY - JANUARY 13, 2003

LEGISLATIVE JOURNAL

NINETY-EIGHTH LEGISLATURE FIRST SESSION

FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, January 13, 2003

PRAYER

The prayer was offered by Reverend Jim Miller, Grace United Methodist Church, Hastings, Nebraska.

ROLL CALL

Pursuant to adjournment, the Legislature met at 10:00 a.m., Senator Dw. Pedersen presiding.

The roll was called and all members were present except Senators Johnson, Loudon, and Thompson who were excused; and Senators Bourne and Tyson who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the third day was approved.

MOTION - Adopt Temporary Rules

Senator Bromm moved that the rules, as now in our possession, be adopted for today only, Monday, January 13, 2003.

The motion prevailed.

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

LB/LR	Committee
LB 29	Natural Resources (rereferred)
LB 82	Transportation and Telecommunications (rereferred)
LB 115	Executive Board
LB 120	Nebraska Retirement Systems
LB 122	Natural Resources
LB 123	Natural Resources
LB 124	Government, Military and Veterans Affairs

LB 125	Banking, Commerce and Insurance
LB 126	General Affairs
LB 127	Banking, Commerce and Insurance
LB 128	Banking, Commerce and Insurance
LB 129	Judiciary
LB 130	Banking, Commerce and Insurance
LB 131	Banking, Commerce and Insurance
LB 132	Judiciary
LB 133	Judiciary
LB 134	Nebraska Retirement Systems
LB 135	Transportation and Telecommunications
LB 136	Judiciary
LB 137	Transportation and Telecommunications
LB 138	Health and Human Services
LB 139	Judiciary
LB 140	Transportation and Telecommunications
LB 141	Natural Resources
LB 142	Natural Resources
LB 143	Natural Resources
LB 144	Natural Resources
LB 145	Natural Resources
LB 146	Judiciary
LB 147	Education
LB 148	Judiciary
LB 149	Government, Military and Veterans Affairs
LB 150	Urban Affairs
LB 151	Appropriations
LB 152	Education
LB 153	Government, Military and Veterans Affairs
LB 154	Government, Military and Veterans Affairs
LB 155	Banking, Commerce and Insurance
LB 156	Banking, Commerce and Insurance
LB 157	Agriculture
LB 158	Agriculture
LB 159	Agriculture
LB 160	Agriculture
LB 161	Agriculture
LB 162	Judiciary
LB 163	Revenue
LB 164	Natural Resources
LB 165	Natural Resources
LB 166	Transportation and Telecommunications
LB 167	Urban Affairs
LB 168	Revenue
LB 169	Agriculture
LB 170	Revenue
LB 171	Judiciary
LB 172	Education
LB 173	Health and Human Services

LB 174	Health and Human Services
LB 175	Banking, Commerce and Insurance
LB 176	Judiciary
LB 177	Revenue
LB 178	Transportation and Telecommunications
LB 179	Judiciary
LB 180	Agriculture
LB 181	Education
LB 182	Transportation and Telecommunications
LB 183	Natural Resources
LB 184	Judiciary
LB 185	Transportation and Telecommunications
LB 186	Transportation and Telecommunications
LB 187	Transportation and Telecommunications
LB 188	Transportation and Telecommunications
LB 189	General Affairs
LB 190	Judiciary
LB 191	Revenue
LB 192	Revenue
LB 193	Revenue
LB 194	Business and Labor
LB 195	Business and Labor
LB 196	Business and Labor
LB 197	Business and Labor
LB 198	Business and Labor
LB 199	Business and Labor
LB 200	Judiciary
LB 201	Judiciary
LB 202	Health and Human Services
LB 203	Judiciary
LB 204	Transportation and Telecommunications
LB 205	General Affairs
LB 206	Judiciary
LB 207	Transportation and Telecommunications
LB 208	Transportation and Telecommunications
LB 209	Transportation and Telecommunications
LB 210	Business and Labor
LB 211	Judiciary
LB 212	Agriculture
LB 213	Health and Human Services
LB 214	Banking, Commerce and Insurance
LB 215	Banking, Commerce and Insurance
LB 216	Banking, Commerce and Insurance
LB 217	Banking, Commerce and Insurance
LB 218	Banking, Commerce and Insurance
LB 219	Agriculture
LB 220	Revenue
LB 221	Health and Human Services
LB 222	Government, Military and Veterans Affairs

LB 223	Revenue
LB 224	Revenue
LB 225	Judiciary
LB 226	Business and Labor
LB 227	Transportation and Telecommunications
LB 228	Judiciary
LB 229	Business and Labor
LB 230	Agriculture
LB 231	Judiciary
LB 232	Government, Military and Veterans Affairs
LR 3CA	Executive Board
LR 4CA	Natural Resources
LR 6CA	General Affairs
LR 7CA	Executive Board

(Signed) Pat Engel, Chairperson
Legislative Council
Executive Board

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 233. Introduced by Price, 26; Aguilar, 35; Bourne, 8; Byars, 30; Chambers, 11; Engel, 17; Erdman, 47; Hartnett, 45; Hudkins, 21; Janssen, 15; Kruse, 13; Mossey, 3; D. Pederson, 42; Quandahl, 31; Redfield, 12; Schimek, 27; Schrock, 38; Smith, 48; Tyson, 19.

A BILL FOR AN ACT relating to animals; to amend sections 54-626 and 54-627, Revised Statutes Supplement, 2002; to change provisions in the Commercial Dog and Cat Operator Inspection Act; to require licensure and fees as prescribed; to change inspection fees; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 234. Introduced by Maxwell, 9.

A BILL FOR AN ACT relating to public assistance; to provide for administrative disqualification hearings for certain programs as prescribed; to provide penalties; and to provide an operative date.

LEGISLATIVE BILL 235. Introduced by Maxwell, 9.

A BILL FOR AN ACT relating to cities of the metropolitan class; to amend section 14-548, Reissue Revised Statutes of Nebraska; to change provisions relating to appeals of special assessments; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 236. Introduced by Maxwell, 9.

A BILL FOR AN ACT relating to public records; to amend section 84-12.05, Revised Statutes Supplement, 2002; to eliminate provisions for routine directory information; and to repeal the original section.

LEGISLATIVE BILL 237. Introduced by Schrock, 38.

A BILL FOR AN ACT relating to liquefied petroleum gas; to require notice of installation and changes to gas systems; and to provide for immunity from damages for retailers, handlers, and transporters.

LEGISLATIVE BILL 238. Introduced by Price, 26; Baker, 44.

A BILL FOR AN ACT relating to motor vehicles; to amend sections 60-105, 60-311.16, 60-320, 60-6,162, and 60-3001, Reissue Revised Statutes of Nebraska, and sections 60-106 and 60-6,226, Revised Statutes Supplement, 2002; to provide for the titling, registration, and taxation of kit automobiles and automobiles otherwise assembled; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 239. Introduced by Jensen, 20.

A BILL FOR AN ACT relating to medical assistance; to amend section 68-1020, Revised Statutes Supplement, 2002; to change provisions relating to recipients' resources; and to repeal the original section.

LEGISLATIVE BILL 240. Introduced by Jensen, 20.

A BILL FOR AN ACT relating to medical assistance; to amend section 30-2201, Revised Statutes Supplement, 2002; to provide for notice of appointment of a personal representative under the Nebraska Probate Code as prescribed; to provide a lien against third parties for payment of medical assistance; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 241. Introduced by Jensen, 20.

A BILL FOR AN ACT relating to public health and welfare; to amend sections 71-1559 and 71-4604.01, Revised Statutes Supplement, 2002; to change provisions for establishing fees for modular housing units, manufactured homes, and recreational vehicles; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 242. Introduced by Jensen, 20.

A BILL FOR AN ACT relating to health and human services; to amend sections 46-1236, 71-145, 71-163, 71-172.02, 71-1,132.48, 71-1,132.53, 71-1,232, 71-1,242, 71-1,291, 71-1,320, 71-1,322, 71-1,327, 71-1,331, 71-388, 71-394.01, 71-3,125, 71-3,132, 71-3,173, 71-1304, 71-1327, 71-1327.01, 71-1331, 71-3702, 71-3704, 71-3705,

71-3712, 71-4714.01, 71-6101, 71-6107, 71-6110, 71-6114, and 71-7421, Reissue Revised Statutes of Nebraska, and sections 11-201, 28-406, 28-410, 33-151, 46-602, 46-606, 46-1222, 46-1224, 46-1229, 46-1231, 69-305, 71-101, 71-110, 71-121.01, 71-122, 71-131, 71-149, 71-157, 71-158, 71-162, 71-172.01, 71-175, 71-185, 71-185.02, 71-185.03, 71-193.18, 71-193.31, 71-1,104, 71-1,107.10, 71-1,107.13, 71-1,107.14, 71-1,107.26, 71-1,132.13, 71-1,132.20, 71-1,132.21, 71-1,132.37, 71-1,135.02, 71-1,143.01, 71-1,147.30, 71-1,147.42, 71-1,147.64, 71-1,158 71-1,161, 71-1,165, 71-1,166, 71-1,194, 71-1,195.01, 71-1,227, 71-1,228, 71-1,235, 71-1,238, 71-1,239.01, 71-1,240, 71-1,278, 71-1,281.01, 71-1,294, 71-1,314.01, 71-1,319.01, 71-1,329, 71-1,344, 71-1,345, 71-397, 71-3,115, 71-3,147, 71-3,155, 71-3,184, 71-3,196, 71-3,205, 71-3,214, 71-3,221, 71-3,228, 71-1722, 71-1723, 71-1724, 71-1725.01, 71-1730, 71-1735, 71-1755, 71-1757, 71-1777, 71-1778, 71-1787, 71-2803.01, 71-2819, 71-3508.03, 71-3515.02, 71-3703, 71-3708, 71-3710, 71-4305, 71-4706, 71-4708, 71-4711, 71-5172, 71-5306, 71-5308, 71-6053, 71-6054, 71-6055, 71-6060, 71-6061, 71-6063, 71-6106, 71-6113, 71-6303, 71-6321, 71-6328.01, 71-6734, 71-7417, 71-7418, and 71-7420, Revised Statutes Supplement, 2002; to provide, change, and eliminate fee provisions for certain professions and occupations; to change credentialing provisions; to create and eliminate funds; to harmonize provisions; to provide an operative date; to repeal the original sections; and to outright repeal sections 71-109, 71-1,132.22, 71-1,132.47, 71-1,132.49, 71-1,132.50, 71-383, 71-384, 71-1336, 71-1760, 71-1786, 71-4718, and 71-6116, Reissue Revised Statutes of Nebraska, and sections 71-1,136.02, 71-1,150, 71-1,206.13, 71-1,237, 71-1,243, 71-1,283, 71-1,288, 71-1,334, 71-1,350, 71-381, 71-382, and 71-1727, Revised Statutes Supplement, 2002.

LEGISLATIVE BILL 243. Introduced by Janssen, 15.

A BILL FOR AN ACT relating to the State Racing Commission; to amend section 2-1203, Revised Statutes Supplement, 2002; to change the disposition of fines; to delete obsolete language; and to repeal the original section.

SPEAKER BROMM PRESIDING

MOTION - Adopt Permanent Rules

Senator Hudkins moved to adopt the permanent rules for the Ninety-Eighth Legislature, First Session.

The Rules Committee renewed the proposed rules changes, Committee Proposal #1, found on page 84, to amend Rule 1, Section 17(a), Rule 3, Section 6, and Rule 5, Section 4(c)(3).

The Rules Committee offered the following amendment to the proposed rules changes, Committee Proposal #1:

Rule 1, Section 17 (a).

Strike the last sentence in the section.

The Rules Committee amendment was adopted with 30 ayes, 0 nays, 15 present and not voting, and 4 excused and not voting.

The Rules Committee proposed rules changes, Committee Proposal #1, as amended, was adopted with 34 ayes, 0 nays, 11 present and not voting, and 4 excused and not voting.

The Rules Committee renewed the proposed rules changes, Committee Proposal #2, found on pages 84 and 85, to amend Rule 5 and Rule 8.

Senator Aguilar asked unanimous consent to be excused until he returns. No objections. So ordered.

Senator Chambers requested a record vote on the Committee Proposal #2.

Voting in the affirmative, 29:

Baker	Combs	Hudkins	Mines	Stuhr
Beutler	Cudaback	Jensen	Pedersen, Dw.	Stuthman
Bromm	Cunningham	Jones	Pederson, D.	Synowiecki
Brown	Engel	Kremer	Preister	Vrtiska
Burling	Foley	Kruse	Price	Wehrbein
Byars	Friend	Landis	Redfield	

Voting in the negative, 10:

Brashear	Hartnett	Mossey	Raikes	Smith
Chambers	McDonald	Quandahl	Schimek	Tyson

Present and not voting, 5:

Connealy	Erdman	Janssen	Maxwell	Schrock
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Excused and not voting, 5:

Aguilar	Bourne	Johnson	Louden	Thompson
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The Rules Committee proposed rules changes, Committee Proposal #2, was adopted with 29 ayes, 10 nays, 5 present and not voting, and 5 excused and not voting.

The Rules Committee renewed the proposed rules change, Committee Proposal #3, found on page 85, to Rule 3, Section 2(a).

Senators Baker, Kremer, and Mossey offered the following amendment to

the proposed rules change, Committee Proposal #3:
Move District 3 from the 1st Caucus to the 2nd Caucus.
Move District 34 from the 3rd Caucus to the 1st Caucus.

The Baker et al. amendment was adopted with 25 ayes, 12 nays, 8 present and not voting, and 4 excused and not voting.

Pending.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 244. Introduced by Wehrbein, 2.

A BILL FOR AN ACT relating to the University of Nebraska; to amend section 85-942, Reissue Revised Statutes of Nebraska; to change provisions relating to priorities; and to repeal the original section.

LEGISLATIVE BILL 245. Introduced by Health and Human Services Committee: Jensen, 20, Chairperson; Byars, 30; Cunningham, 40; Erdman, 47; Maxwell, 9; Stuthman, 22.

A BILL FOR AN ACT relating to public health and welfare; to amend sections 43-1716 and 71-1,233, Reissue Revised Statutes of Nebraska, and sections 28-405, 29-4125, 43-1723, 46-602, 46-1204.01, 46-1235, 71-155.01, 71-176.01, 71-1,143.01, 71-1,166, and 81-1316, Revised Statutes Supplement, 2002; to change provisions relating to controlled substance schedules, child support, the DNA Testing Act, water well decommissioning and licensure, podiatry examinations, veterinary technician license fees, temporary licenses to practice respiratory care and pharmacy experience; to redefine terms; to provide an exemption from coverage by the State Personnel System for certain health and human services employees; to eliminate provisions relating to wells and pitfalls and temporary permits to practice respiratory care; to harmonize provisions; to provide an operative date; to repeal the original sections; and to outright repeal sections 54-311 to 54-315, and 71-1,232, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 246. Introduced by Jensen, 20.

A BILL FOR AN ACT relating to schools; to amend sections 77-3442 and 79-10,110, Revised Statutes Supplement, 2002; to provide for funding for correcting life safety code violations; and to repeal the original sections.

LEGISLATIVE BILL 247. Introduced by Redfield, 12; Baker, 44; Burling, 33; Erdman, 47; Wehrbein, 2.

A BILL FOR AN ACT relating to bonds; to authorize the sale of bonds by political subdivisions using the Internet; and to provide powers and duties for the State Treasurer.

LEGISLATIVE BILL 248. Introduced by Redfield, 12; Baker, 44; Burling, 33; Erdman, 47; Wehrbein, 2.

A BILL FOR AN ACT relating to the Nebraska Capital Expansion Act; to amend sections 72-1261, 72-1265, 72-1267, 72-1268.01, 72-1268.02, 72-1268.04, and 72-1268.07, Reissue Revised Statutes of Nebraska, and sections 72-1262 to 72-1264, 72-1266, 72-1268, and 72-1268.03, Revised Statutes Supplement, 2002; to provide for investment of state funds using competitive bidding on the Internet; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 249. Introduced by Stuhr, 24; D. Pederson, 42; Raikes, 25.

A BILL FOR AN ACT relating to schools; to amend section 79-237, Revised Statutes Supplement, 2002; to change provisions relating to option enrollment program deadlines and ineligibility for activities as prescribed; and to repeal the original section.

LEGISLATIVE BILL 250. Introduced by Kremer, 34.

A BILL FOR AN ACT relating to agriculture; to amend sections 2-3512 and 2-3520, Reissue Revised Statutes of Nebraska, and sections 81-2,239, 81-2,244.01, 81-2,245.01, 81-2,257, 81-2,263, 81-2,270, 81-2,272.10, 81-2,272.15, 81-2,272.19, 81-2,272.20, 81-2,272.21, 81-2,272.23, 81-2,272.24, 81-2,272.25, 81-2,272.27, 81-2,272.28, 81-2,272.29, and 81-2,272.30, Revised Statutes Supplement, 2002; to change provisions of the Nebraska Pure Food Act and the Nebraska Graded Egg Act; to provide an exception; to define and redefine terms; to change and eliminate food handling and preparation requirements and fees; to harmonize provisions; to repeal the original sections; to outright repeal section 2-3517, Reissue Revised Statutes of Nebraska, and sections 81-2,270.01, 81-2,272.07 to 81-2,272.09, 81-2,272.11 to 81-2,272.13, and 81-2,272.18, Revised Statutes Supplement, 2002; and to declare an emergency.

LEGISLATIVE BILL 251. Introduced by Cunningham, 40; Burling, 33; Erdman, 47; Kremer, 34; Vrtiska, 1.

A BILL FOR AN ACT relating to unemployment compensation; to amend sections 48-602 and 48-628, Revised Statutes Supplement, 2002; to redefine a term; to change conditions for disqualification for benefits; and to repeal the original sections.

LEGISLATIVE BILL 252. Introduced by Quandahl, 31.

A BILL FOR AN ACT relating to credit unions; to amend section 21-1727, Reissue Revised Statutes of Nebraska; to change provisions relating to amending articles of association; and to repeal the original section.

LEGISLATIVE BILL 253. Introduced by Quandahl, 31.

A BILL FOR AN ACT relating to presidential electors; to amend sections 32-710, 32-714, and 32-1038, Reissue Revised Statutes of Nebraska; to change provisions relating to selection and obligations of presidential electors; and to repeal the original sections.

LEGISLATIVE BILL 254. Introduced by Landis, 46.

A BILL FOR AN ACT relating to radioactive and transuranic waste; to state intent; to provide for shipping fees; to create a fund and provide for its use; to provide duties; to provide for applicability; and to declare an emergency.

LEGISLATIVE BILL 255. Introduced by Landis, 46.

A BILL FOR AN ACT relating to dispute resolution; to adopt the Uniform Mediation Act; and to provide severability.

LEGISLATIVE BILL 256. Introduced by Beutler, 28.

A BILL FOR AN ACT relating to state government; to provide a minimum wage for state employees.

LEGISLATIVE BILL 257. Introduced by Bromm, 23.

A BILL FOR AN ACT relating to the Records Management Act; to amend sections 84-1204 and 84-1227, Reissue Revised Statutes of Nebraska; to authorize grants to improve electronic access to public records as prescribed; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 258. Introduced by Bromm, 23.

A BILL FOR AN ACT relating to accountants; to amend section 1-135, Reissue Revised Statutes of Nebraska; to change provisions relating to managers of accounting offices; and to repeal the original section.

LEGISLATIVE BILL 259. Introduced by Bromm, 23; Baker, 44.

A BILL FOR AN ACT relating to light-density rail lines; to amend sections 74-1414, 74-1415.04, and 74-1415.05, Reissue Revised Statutes of Nebraska; to provide a duty for the Nebraska Railway Council; to change

provisions relating to loans by the council; and to repeal the original sections.

LEGISLATIVE BILL 260. Introduced by Bromm, 23; Byars, 30; Cunningham, 40; Engel, 17; Tyson, 19.

A BILL FOR AN ACT relating to driving under the influence; to amend section 29-215, Revised Statutes Supplement, 2002; to change provisions relating to a law enforcement officer's primary jurisdiction with respect to chemical testing procedures; to define and redefine terms; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 261. Introduced by Foley, 29.

A BILL FOR AN ACT relating to election campaigns; to amend sections 32-1601, 32-1606, 32-1607, 32-1609, and 32-1612, Reissue Revised Statutes of Nebraska, and sections 32-1604, 32-1604.01, and 49-1449, Revised Statutes Supplement, 2002; to change and eliminate provisions of the Campaign Finance Limitation Act; to change provisions relating to statements of organization for campaign committees; to harmonize provisions; to repeal the original sections; and to outright repeal section 32-1614, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 262. Introduced by Raikes, 25; D. Pederson, 42.

A BILL FOR AN ACT relating to schools; to amend section 79-235, Reissue Revised Statutes of Nebraska, and sections 79-215 and 79-237, Revised Statutes Supplement, 2002; to change provisions relating to the option enrollment program; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 263. Introduced by Raikes, 25; Janssen, 15.

A BILL FOR AN ACT relating to the Tax Equity and Educational Opportunities Support Act; to amend section 79-1028, Revised Statutes Supplement, 2002; to provide for exceeding the applicable allowable growth rate for new full-day kindergarten programs; and to repeal the original section.

LEGISLATIVE BILL 264. Introduced by Raikes, 25.

A BILL FOR AN ACT relating to education; to amend sections 79-717, 79-801, 79-806, 79-807, 79-811, 79-827, 79-829, 79-871, 79-1239, and 79-1324, Reissue Revised Statutes of Nebraska, and sections 23-3302, 79-808, 79-809, 79-810, 79-812, 79-814, 79-816, and 79-1605, Revised Statutes Supplement, 2002; to change, transfer, and eliminate provisions relating to certificates, permits, and criminal history record information checks; to define and redefine terms; to rename and eliminate funds; to eliminate the Interstate Agreement on Qualification of Educational

Personnel and related provisions; to harmonize provisions; to repeal the original sections; and to outright repeal sections 79-893 to 79-895 and 79-8,111 to 79-8,117, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 265. Introduced by Tyson, 19; Aguilar, 35; Baker, 44; Byars, 30; Combs, 32; Cudaback, 36; Cunningham, 40; Engel, 17; Erdman, 47; Hudkins, 21; Janssen, 15; Jensen, 20; Jones, 43; McDonald, 41; Mossey, 3; Dw. Pedersen, 39; D. Pederson, 42; Quandahl, 31; Redfield, 12; Schrock, 38; Smith, 48; Stuhr, 24; Synowiecki, 7; Vrtiska, 1; Wehrbein, 2.

A BILL FOR AN ACT relating to concealed weapons; to amend section 28-1202, Reissue Revised Statutes of Nebraska, and section 60-4,119, Revised Statutes Supplement, 2002; to adopt the Concealed Handgun Permit Act; to provide penalties; to change and harmonize provisions relating to concealed weapons; to provide for distinct operator's licenses; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 266. Introduced by Tyson, 19; Hartnett, 45.

A BILL FOR AN ACT relating to the Nebraska Liquor Control Act; to amend section 53-101, Revised Statutes Supplement, 2002; to prohibit certain sales of beer as prescribed; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 267. Introduced by Tyson, 19; Aguilar, 35; Baker, 44; Byars, 30; Friend, 10; Hartnett, 45; Kremer, 34; McDonald, 41; Quandahl, 31.

A BILL FOR AN ACT relating to criminal history record checks; to amend section 53-131.01, Reissue Revised Statutes of Nebraska, and section 71-3205, Revised Statutes Supplement, 2002; to require checks for certain license applicants as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 268. Introduced by Tyson, 19; Kremer, 34.

A BILL FOR AN ACT relating to courts; to amend sections 23-1705 and 24-514, Reissue Revised Statutes of Nebraska; to require the Supreme Court to pay security costs as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 269. Introduced by Tyson, 19; Connealy, 16.

A BILL FOR AN ACT relating to public service attorneys; to amend section 29-3927, Revised Statutes Supplement, 2002; to adopt the Legal Education for Public Service Loan Repayment Act; to create a fund; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 270. Introduced by Brashear, 4; Chambers, 11.

A BILL FOR AN ACT relating to crimes and offenses; to amend section 28-112, Revised Statutes Supplement, 2002; to change provisions relating to allegations set forth in the indictment or information; and to repeal the original section.

LEGISLATIVE BILL 271. Introduced by Brashear, 4.

A BILL FOR AN ACT relating to crimes; to amend sections 81-1423, 81-1841, 81-1844, 81-1845, 81-1848, and 81-1850, Reissue Revised Statutes of Nebraska, and sections 29-119 and 81-1849, Revised Statutes Supplement, 2002; to change provisions relating to victim's rights; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 272. Introduced by Chambers, 11.

A BILL FOR AN ACT relating to animals; to amend section 28-101, Revised Statutes Supplement, 2002; to define terms; to provide for reporting of animal abandonment, cruel neglect, and cruel mistreatment; and to repeal the original section.

LEGISLATIVE BILL 273. Introduced by Chambers, 11.

A BILL FOR AN ACT relating to the Commercial Dog and Cat Operator Inspection Act; to amend section 54-625, Revised Statutes Supplement, 2002; to state requirements for commercial breeders as prescribed; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 274. Introduced by Chambers, 11.

A BILL FOR AN ACT relating to the Commercial Dog and Cat Operator Inspection Act; to amend section 54-625, Revised Statutes Supplement, 2002; to require dealers to provide purchasers with information as prescribed; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 275. Introduced by Chambers, 11.

A BILL FOR AN ACT relating to the sale or manufacture of engine coolant or antifreeze; to require inclusion of a bittering agent as prescribed; and to provide a penalty.

LEGISLATIVE BILL 276. Introduced by Chambers, 11.

A BILL FOR AN ACT relating to rodeos; to require notifications of performances, the presence of veterinarians, and the humane treatment of animals participating in rodeos as prescribed; to define terms; and to provide a penalty.

LEGISLATIVE BILL 277. Introduced by Aguilar, 35.

A BILL FOR AN ACT relating to municipalities; to amend sections 16-630, 16-669, 16-670, 17-976, 18-2003, 19-2404, 19-2405, and 19-2419, Reissue Revised Statutes of Nebraska; to change provisions relating to assessments and bonds; and to repeal the original sections.

LEGISLATIVE BILL 278. Introduced by Synowiecki, 7; Vrtiska, 1.

A BILL FOR AN ACT relating to elevator safety; to amend sections 48-418 to 48-418.03 and 48-418.05 to 48-418.11, Reissue Revised Statutes of Nebraska; to adopt the Elevator Safety Act; to transfer and eliminate provisions relating to elevators; to provide an operative date; to repeal the original sections; and to outright repeal sections 48-418.04, 48-418.12 and 48-418.14, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 279. Introduced by Jones, 43; Baker, 44; Cudaback, 36; Cunningham, 40; Janssen, 15; Quandahl, 31; Smith, 48; Stuhr, 24; Vrtiska, 1.

A BILL FOR AN ACT relating to motor vehicle registration; to amend section 60-320, Reissue Revised Statutes of Nebraska, and sections 60-305.09, 60-308, and 60-311, Revised Statutes Supplement, 2002; to provide for five-year issuance of license plates; to change provisions relating to record keeping; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 280. Introduced by Jones, 43.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2702.07, Revised Statutes Supplement, 2002; to exempt residential building cleaning and maintenance services from sales tax; to provide an operative date; and to repeal the original section.

LEGISLATIVE BILL 281. Introduced by Landis, 46.

A BILL FOR AN ACT relating to the Internal Revenue Code; to amend section 49-801.01, Revised Statutes Supplement, 2002; to change provisions relating to references to the code; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 282. Introduced by Landis, 46.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 13-324, 77-3,117, 77-2702.04 to 77-2702.06, 77-2702.08, 77-2702.10, 77-2702.18 to 77-2702.26, 77-2704.10, 77-2704.13, 77-2704.14, 77-2704.24, 77-2708.01, 77-2713, 77-27,119.03, 77-27,142, and 77-27,143, Reissue Revised Statutes of Nebraska, and sections 9-306.01, 13-319 13-326, 77-2701, 77-2702.03, 77-2702.07, 77-2702.09, 77-2702.11, 77-2702.14 to 77-2702.16, 77-2703,

77-2704.09, 77-2704.26, 77-2705, 77-2708, 77-2711, 77-2712.02 to 77-2712.05, 77-27,147, and 77-27,223, Revised Statutes Supplement, 2002; to change and eliminate sales and use tax provisions to carry out the streamlined sales tax system; to eliminate the Uniform Sales and Use Tax Administration Act; to harmonize provisions; to provide operative dates; to repeal the original sections; and to outright repeal section 77-2702.12, Reissue Revised Statutes of Nebraska, and sections 77-2702.13, 77-2702.17, 77-2706.02, 77-2712, 77-2712.01, and 77-2712.08, Revised Statutes Supplement, 2002.

LEGISLATIVE BILL 283. Introduced by Landis, 46.

A BILL FOR AN ACT relating to the Nebraska Liquor Control Act; to amend section 53-160, Reissue Revised Statutes of Nebraska; to change provisions for manufacturer and wholesaler tax rates; to provide an operative date; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 284. Introduced by Landis, 46.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2734.14, Reissue Revised Statutes of Nebraska; to change income tax calculations for unitary businesses; and to repeal the original section.

LEGISLATIVE BILL 285. Introduced by Landis, 46.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2701.02, Revised Statutes Supplement, 2002; to change the sales tax rate as prescribed; and to repeal the original section.

LEGISLATIVE BILL 286. Introduced by Landis, 46.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2701.01, Reissue Revised Statutes of Nebraska, and section 77-2701.02, Revised Statutes Supplement, 2002; to change income tax and sales tax rates as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 287. Introduced by Landis, 46.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2704.13, Reissue Revised Statutes of Nebraska, and section 77-2702.07, Revised Statutes Supplement, 2002; to change sales and use tax provisions; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 288. Introduced by Price, 26.

A BILL FOR AN ACT relating to schools; to amend section 79-10,119, Reissue Revised Statutes of Nebraska, and section 79-10,103, Revised Statutes Supplement, 2002; to change provisions relating to acquisition of property; and to repeal the original sections.

LEGISLATIVE BILL 289. Introduced by Price, 26.

A BILL FOR AN ACT relating to schools; to amend section 79-215, Revised Statutes Supplement, 2002; to change provisions relating to tuition; and to repeal the original section.

LEGISLATIVE BILL 290. Introduced by Redfield, 12; Combs, 32.

A BILL FOR AN ACT relating to homesteads; to amend sections 77-3509.01 to 77-3509.03, 77-3511, 77-3521, 77-3522, and 77-3529, Reissue Revised Statutes of Nebraska, and sections 77-2716.01, 77-3501, 77-3510, 77-3512 to 77-3514, 77-3516, and 77-3523, Revised Statutes Supplement, 2002; to change provisions relating to income tax deductions; to create a homestead exemption for property tax; to harmonize provisions; to provide an operative date; and to repeal the original sections.

RESOLUTIONS

LEGISLATIVE RESOLUTION 8CA. Introduced by Schimek, 27; Quandahl, 31.

THE MEMBERS OF THE NINETY-EIGHTH LEGISLATURE OF NEBRASKA, FIRST SESSION, RESOLVE THAT:

Section 1. At the general election in November 2004 the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection:

To amend Article III, section 7:

III-7 "At the general election to be held in November 1964, one-half the members of the Legislature, or as nearly thereto as may be practicable, shall be elected for a term of four years and the remainder for a term of two years, and thereafter all members shall be elected for a term of four years, with the manner of such election to be determined by the Legislature. When the Legislature is redistricted, the members elected prior to the redistricting shall continue in office, and the law providing for such redistricting shall where necessary specify the newly established district which they shall represent for the balance of their term. Each member shall be nominated and elected in a nonpartisan manner and without any indication on the ballot that he or she is affiliated with or endorsed by any political party or organization.

Each member of the Legislature shall receive ~~a an annual~~ salary of ~~not to exceed one twenty~~ thousand dollars ~~per month~~ during the term of his or her office. In addition to his or her salary, each member shall receive an amount equal to his or her actual expenses in traveling by the most usual route once to and returning from each regular or special session of the Legislature.

Members of the Legislature shall receive no pay nor perquisites other than his or her salary and expenses, and employees of the Legislature shall receive no compensation other than their salary or per diem."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

"A constitutional amendment to change the annual salary of members of the Legislature to twenty thousand dollars.

For

Against".

Referred to the Reference Committee.

LEGISLATIVE RESOLUTION 9CA. Introduced by Schimek, 27; Quandahl, 31.

THE MEMBERS OF THE NINETY-EIGHTH LEGISLATURE OF NEBRASKA, FIRST SESSION, RESOLVE THAT:

Section 1. At the general election in November 2004 the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection:

To amend Article III, sections 7 and 19:

III-7 "At the general election to be held in November 1964, one-half the members of the Legislature, or as nearly thereto as may be practicable, shall be elected for a term of four years and the remainder for a term of two years, and thereafter all members shall be elected for a term of four years, with the manner of such election to be determined by the Legislature. When the Legislature is redistricted, the members elected prior to the redistricting shall continue in office, and the law providing for such redistricting shall where necessary specify the newly established district which they shall represent for the balance of their term. Each member shall be nominated and elected in a nonpartisan manner and without any indication on the ballot that he or she is affiliated with or endorsed by any political party or organization. ~~Each~~ Until January 5, 2005, each member of the Legislature shall receive a salary of not to exceed one thousand dollars per month during the term of his or her office. Commencing January 5, 2005, each member of the Legislature shall receive an annual salary of twenty thousand dollars during the term of his or her office which shall be adjusted beginning January 1, 2006, and every two years thereafter, by the average percentage pay increase negotiated for members of the state employee collective bargaining units for the prior fiscal year. In addition to his or her salary, each member shall receive an amount equal to his or her actual expenses in traveling by the most usual route once to and returning from each regular or special session of the Legislature. Members of the Legislature shall receive no pay nor perquisites other than his or her salary and expenses, and employees of the Legislature shall receive no compensation other than their salary or per diem."

III-19 "The Legislature shall never grant any extra compensation to any public officer, agent, or servant after the services have been rendered nor to

any contractor after the contract has been entered into, except that retirement benefits of retired public officers and employees may be adjusted to reflect changes in the cost of living and wage levels that have occurred subsequent to the date of retirement.

The compensation of any public officer, including any officer whose compensation is fixed by the Legislature, shall not be increased or diminished during his or her term of office, except that when there are members elected or appointed to ~~the Legislature or~~ the judiciary, or officers elected or appointed to a board or commission having more than one member, and the terms of such members commence and end at different times, the compensation of all members of ~~the Legislature, of~~ the judiciary, or of such board or commission may be increased or diminished at the beginning of the full term of any member thereof.

Nothing in this section shall prevent local governing bodies from reviewing and adjusting vested pension benefits periodically as prescribed by ordinance.

The surviving spouse of any retired public officer, agent, or servant, who has retired under a pension plan or system, shall be considered as having pensionable status and shall be entitled to the same benefits which may, at any time, be provided for or available to spouses of other public officers, agents, or servants who have retired under such pension plan or system at a later date, and such benefits shall not be prohibited by the restrictions of this section or of Article XIII, section 3 of the Constitution of Nebraska."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

"A constitutional amendment to change the salary of members of the Legislature and provide for adjustment every two years.

For

Against".

Referred to the Reference Committee.

LEGISLATIVE RESOLUTION 10CA. Introduced by Beutler, 28.

THE MEMBERS OF THE NINETY-EIGHTH LEGISLATURE OF NEBRASKA, FIRST SESSION, RESOLVE THAT:

Section 1. At the general election in November 2004 the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection:

To amend Article IV, section 13:

IV-13 "(1) The Legislature shall provide by law for the establishment of a Board of Parole and the qualifications of its members. ~~Said~~ The board, or a majority thereof, shall have power to grant paroles after conviction and judgment, under such conditions as may be prescribed by law, for any offenses committed against the criminal laws of this state except treason and cases of impeachment.

(2) The Governor, Attorney General, and Secretary of State, sitting as a board, shall have power to remit fines and forfeitures and to grant respites,

reprieves, pardons, or commutations in all cases of conviction for offenses against the laws of the state, except treason and cases of impeachment. The board shall not pardon or commute the sentence of an offender sentenced to life imprisonment without parole unless the board is unanimous in its decision to pardon or commute and either (a) the offender is elderly, permanently infirm, or permanently disabled and the offender poses no threat to the public safety or (b) based on newly discovered evidence presented to the board, a reasonable doubt as to the offender's guilt is created.

(3) The Board of Parole may advise the Governor, Attorney General, and Secretary of State on the merits of any application for remission, respite, reprieve, pardon, or commutation, but such advice shall not be binding on them.

(4) The Governor shall have power to suspend the execution of the sentence imposed for treason until the case can be reported to the Legislature at its next session, when the Legislature shall either grant a pardon, or commute the sentence or direct the execution, or grant a further reprieve."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

"A constitutional amendment to place restrictions on the power of the board of pardons in commuting a sentence of life imprisonment without parole or pardoning an offender sentenced to life imprisonment without parole.

For

Against".

Referred to the Reference Committee.

LEGISLATIVE RESOLUTION 11CA. Introduced by Janssen, 15; Byars, 30; Connealy, 16; Cunningham, 40; Schrock, 38; Synowiecki, 7.

THE MEMBERS OF THE NINETY-EIGHTH LEGISLATURE OF NEBRASKA, FIRST SESSION, RESOLVE THAT:

Section 1. At the general election in November 2004 the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection:

To amend Article III, section 24:

III-24 "(1) Except as provided in this section, the Legislature shall not authorize any game of chance or any lottery or gift enterprise when the consideration for a chance to participate involves the payment of money for the purchase of property, services, or a chance or admission ticket or requires an expenditure of substantial effort or time.

(2) The Legislature may authorize and regulate a state lottery pursuant to subsection (3) of this section and other lotteries, raffles, and gift enterprises which are intended solely as business promotions or the proceeds of which are to be used solely for charitable or community betterment purposes without profit to the promoter of such lotteries, raffles, or gift enterprises.

(3) The Legislature may establish a lottery to be operated and regulated by the State of Nebraska. The proceeds of the lottery shall be appropriated by the Legislature for the costs of establishing and maintaining the lottery and for other purposes as directed by the Legislature. No lottery game shall be conducted as part of the lottery unless the type of game has been approved by a majority of the members of the Legislature.

(4) The Legislature may authorize and regulate games of chance. Such games of chance shall include, but not be limited to, casino gaming activities, games played using player-activated electronic, video, or mechanical gaming devices, dice, card games of chance, and table games of chance.

(5) Nothing in this section shall be construed to prohibit (a) the enactment of laws providing for the licensing and regulation of wagering on the results of horseraces, wherever run, either within or outside of the state, by the parimutuel method, when such wagering is conducted by licensees within a licensed racetrack enclosure or (b) the enactment of laws providing for the licensing and regulation of bingo games conducted by nonprofit associations which have been in existence for a period of five years immediately preceding the application for license, except that bingo games cannot be conducted by agents or lessees of such associations on a percentage basis."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

"A constitutional amendment to permit the Legislature to authorize and regulate games of chance.

For

Against".

Referred to the Reference Committee.

VISITORS

Visitors to the Chamber were members of the Nebraska Pork Producers from across the state.

RECESS

At 11:52 a.m., on a motion by Senator Hudkins, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:30 p.m., Senator Cudaback presiding.

ROLL CALL

The roll was called and all members were present except Senators Johnson, Loudon, Price, and Thompson who were excused; and Senator Cunningham

who was excused until he arrives.

SPEAKER BROMM PRESIDING

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 291. Introduced by Revenue Committee: Landis, 46, Chairperson; Baker, 44; Connealy, 16; Hartnett, 45; Janssen, 15; Raikes, 25; Redfield, 12.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-5021, Reissue Revised Statutes of Nebraska, and sections 77-103.01, 77-1504.01, 77-1510, 77-5001, 77-5003, 77-5005, 77-5011, 77-5015, 77-5016, 77-5022, and 77-5023, Revised Statutes Supplement, 2002; to redefine a term; to change provisions relating to appeals, the Tax Equalization and Review Commission, hearings, notices, meetings, and powers and duties; to harmonize provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 292. Introduced by Revenue Committee: Landis, 46, Chairperson; Baker, 44; Connealy, 16; Hartnett, 45; Janssen, 15; Raikes, 25; Redfield, 12.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 18-1743, Reissue Revised Statutes of Nebraska, and sections 77-101, 77-115, 77-126, 77-129, 77-202.11, and 77-1311, Revised Statutes Supplement, 2002; to change notice requirements; to define and redefine terms; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 293. Introduced by Revenue Committee: Landis, 46, Chairperson; Baker, 44; Connealy, 16; Hartnett, 45; Janssen, 15; Raikes, 25; Redfield, 12.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 60-3006, 77-202.02, and 77-1502, Revised Statutes Supplement, 2002; to eliminate reporting requirements to the Department of Property Taxation and Assessment; and to repeal the original sections.

LEGISLATIVE BILL 294. Introduced by Foley, 29; Baker, 44; Bromm, 23; Burling, 33; Byars, 30; Combs, 32; Cunningham, 40; Engel, 17; Erdman, 47; Friend, 10; Hartnett, 45; Hudkins, 21; Jensen, 20; Jones, 43; Kremer, 34; Maxwell, 9; Mines, 18; Mossey, 3; Dw. Pedersen, 39; Preister, 5; Quandahl, 31; Redfield, 12; Schrock, 38; Smith, 48; Stuhr, 24; Stuthman, 22; Synowiecki, 7; Tyson, 19; Vrtiska, 1.

A BILL FOR AN ACT relating to unborn children; to amend section 30-809, Reissue Revised Statutes of Nebraska; to provide that the term person includes an unborn child for purposes of wrongful death actions; and to repeal the original section.

LEGISLATIVE BILL 295. Introduced by Baker, 44.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-1359 and 77-1361, Revised Statutes Supplement, 2002; to change provisions relating to valuation of farm sites; and to repeal the original sections.

LEGISLATIVE BILL 296. Introduced by Baker, 44.

A BILL FOR AN ACT relating to railroads; to amend section 74-1334, Revised Statutes Supplement, 2002; to change provisions relating to railroad crossing safety; to provide for the closing of certain railroad crossings as prescribed; and to repeal the original section.

LEGISLATIVE BILL 297. Introduced by Hartnett, 45; Byars, 30.

A BILL FOR AN ACT relating to the Developmental Disabilities Services Act; to amend sections 83-1201, 83-1203, and 83-1216, Reissue Revised Statutes of Nebraska; to define a term; to change provisions relating to receipt of services; to harmonize provisions; and to repeal the original sections.

ANNOUNCEMENTS

Senator Stuhr announced the Nebraska Retirement Systems Committee elected Senator Bourne as Vice Chairperson.

Senator Janssen announced the General Affairs Committee elected Senator Cunningham as Vice Chairperson.

UNANIMOUS CONSENT - Member Excused

Senator D. Pederson asked unanimous consent to be excused until he returns. No objections. So ordered.

MOTION - Adopt Permanent Rules

The Rules Committee proposed rules change, Committee Proposal #3, found on page 85 and considered in this day's Journal, to Rule 3, Section 2(a), was renewed.

Senator Quandahl offered the following amendment to the proposed rules change, Committee Proposal #3:

Move Districts 16, 17 and 19 from 3rd Caucus to 1st Caucus.
Move Districts 22, 24 and 34 from 1st Caucus to 3rd Caucus.

Senator Quandahl withdrew his amendment.

The Rules Committee proposed rules changes, Committee Proposal #3, as amended, was adopted with 35 ayes, 0 nays, 8 present and not voting, and 6 excused and not voting.

The Rules Committee renewed the proposed rules changes, Committee Proposal #4, found on page 86, to Rule 9, Section 6 and Rule 9, Section 7.

The Rules Committee proposed rules changes, Committee Proposal #4, was adopted with 36 ayes, 0 nays, 7 present and not voting, and 6 excused and not voting.

Senator Maxwell offered the following proposed rules change:

Amend Rule 7, Sec. 10. Cloture. At any stage of consideration the principal introducer of the bill under consideration, a cointroducer with the consent of the principal introducer, or the chairperson of the committee, if the bill is introduced by that committee, may move for cloture to the presiding officer; however, the presiding officer may rule such motion for cloture out of order if, in the presiding officer's opinion, a full and fair debate has not been afforded. Such ruling by the presiding officer shall not be subject to challenge. Whenever a motion for cloture is offered, the presiding officer shall immediately recognize such introducer or chairperson and shall then order debate on the pending amendment or motion to cease. A vote on the cloture motion shall be taken immediately. A ~~two-thirds~~ three-fifths majority of the elected members shall be required for the cloture motion to be successful. A motion for cloture shall be in order except while a member is speaking, and a motion for cloture is not debatable. If the motion for cloture is successful, a vote on the pending matter shall be taken immediately, without debate. If the pending matter is an amendment to an amendment, following a vote on the amendment to the amendment, a vote shall be taken on the original amendment. If the original amendment has been divided, then the vote shall be on the original undivided amendment being considered. Finally, a vote on the advancement of the bill shall be taken.

A motion for cloture shall have precedence over all other motions except a motion to recess or adjourn.

A motion for cloture which fails for lack of sufficient votes shall result in the debate on the bill ending for the day. When the Speaker chooses to resume debate on the bill, successive motions for cloture shall not be in order until two additional hours of debate on the bill has occurred. If the presiding officer rejects a motion for cloture on a bill due to lack of full and fair debate, successive motions for cloture on the bill may be offered at any time.

SENATOR CUDABACK PRESIDING

Senator Maxwell moved to suspend all pertinent rules and vote immediately upon the adoption of the Maxwell amendment without further amendment, motion or debate.

Senator Maxwell moved for a call of the house. The motion prevailed with 26 ayes, 0 nays, and 22 not voting.

Senator Maxwell requested a roll call vote on his motion to suspend the rules:

Voting in the affirmative, 15:

Erdman	Hudkins	Maxwell	Schrock	Stuthman
Foley	Jones	Quandahl	Smith	Tyson
Friend	Kruse	Redfield	Stuhr	Vrtiska

Voting in the negative, 21:

Aguilar	Bromm	Hartnett	Pederson, D.	Wehrbein
Baker	Brown	Janssen	Preister	
Beutler	Burling	Landis	Raikes	
Bourne	Byars	Mossey	Schimek	
Brashear	Connealy	Pedersen, Dw.	Synowiecki	

Present and not voting, 8:

Chambers	Cudaback	Jensen	McDonald
Combs	Engel	Kremer	Mines

Excused and not voting, 5:

Cunningham	Johnson	Louden	Price	Thompson
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The Maxwell motion to suspend the rules failed with 15 ayes, 21 nays, 8 present and not voting, and 5 excused and not voting.

Senator Maxwell withdrew his pending proposed rules change.

The Chair declared the call raised.

Senator Schimek offered the following proposed rules changes:

Amend Rule 3, Section 4 (e)(i):

The Executive Board shall constitute the Reference Committee. The Reference Committee shall review each bill and resolution and either refer the matter to the appropriate committee or to General File. The appropriate

committee is that committee which has subject-matter jurisdiction over the issue or which has traditionally handled the issue. The Reference Committee shall refer to itself only those bills or resolutions which involve the internal operations of the Legislature as a whole or those which involve litigation or potential litigation wherein the Legislature or some of its members are parties thereto. Bills or resolutions which involve any other branch or government or which involve issues of the public shall not be considered to be internal operations.

Repeal Rule 3, Section 5 (c)(ii)

Senator Brashear asked unanimous consent to be excused until he returns. No objections. So ordered.

Senator Wehrbein moved the previous question. The question is, "Shall the debate now close?" The motion prevailed with 26 ayes, 0 nays, and 23 not voting.

Senator Smith offered the following amendment to the Schimek proposed rules changes:

Amend the amendment to Rule 3, Section 4(e)(i) and replace "itself" in line 5 with "Executive Board".

The Smith amendment was adopted with 31 ayes, 0 nays, 13 present and not voting, and 5 excused and not voting.

Senator Schimek asked unanimous consent to withdraw her proposed rules changes, as amended. No objections. So ordered.

The Hudkins pending motion, found in this day's Journal, to adopt the permanent rules for the Ninety-Eighth Legislature, First Session, as amended, was renewed.

Senator Chambers requested a roll call vote on the adoption of the permanent rules, as amended.

Voting in the affirmative, 38:

Aguilar	Cudaback	Jensen	Pedersen, Dw.	Smith
Beutler	Cunningham	Kremer	Pederson, D.	Stuhr
Bromm	Engel	Kruse	Preister	Stuthman
Brown	Erdman	Landis	Quandahl	Tyson
Burling	Foley	Maxwell	Raikes	Vrtiska
Byars	Friend	McDonald	Redfield	Wehrbein
Combs	Hudkins	Mines	Schimek	
Connealy	Janssen	Mossey	Schrock	

Voting in the negative, 1:

Chambers

Present and not voting, 5:

Baker	Bourne	Hartnett	Jones	Synowiecki
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Excused and not voting, 5:

Brashear	Johnson	Louden	Price	Thompson
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The permanent rules, as amended, were adopted with 38 ayes, 1 nay, 5 present and not voting, and 5 excused and not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 298. Introduced by Hartnett, 45; Dw. Pedersen, 39.

A BILL FOR AN ACT relating to jails; to amend section 47401, Reissue Revised Statutes of Nebraska; to change provisions relating to the privilege of leaving the jail; and to repeal the original section.

LEGISLATIVE BILL 299. Introduced by Price, 26; Byars, 30; Combs, 32; Hudkins, 21; Schimek, 27; Stuhr, 24.

A BILL FOR AN ACT relating to health insurance; to adopt the Equity in Prescription Insurance and Contraceptive Coverage Act; to provide a duty for the Revisor of Statutes; and to provide severability.

LEGISLATIVE BILL 300. Introduced by Hartnett, 45.

A BILL FOR AN ACT relating to cruelty to animals; to amend section 28-1009, Revised Statutes Supplement, 2002; to change a penalty; and to repeal the original section.

LEGISLATIVE BILL 301. Introduced by Preister, 5.

A BILL FOR AN ACT relating to recycling; to amend sections 81-15,167 and 81-15,173, Revised Statutes Supplement, 2002; to adopt the Electronic Equipment Recycling Act; to provide duties under the Nebraska Environmental Trust Act; to harmonize provisions; to provide severability; and to repeal the original sections.

LEGISLATIVE BILL 302. Introduced by Raikes, 25.

A BILL FOR AN ACT relating to community colleges; to amend section 85-1537.01, Reissue Revised Statutes of Nebraska, and section 77-3442, Revised Statutes Supplement, 2002; to provide for allocation of deficiencies in state aid; to authorize an additional tax levy; to

harmonize provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 303. Introduced by Smith, 48; Aguilar, 35; Baker, 44; Bourne, 8; Burling, 33; Connealy, 16; Cudaback, 36; Cunningham, 40; Erdman, 47; Jones, 43; Mines, 18; McDonald, 41; Mossey, 3; Quandahl, 31; Redfield, 12; Schrock, 38; Stuthman, 22; Tyson, 19; Vrtiska, 1.

A BILL FOR AN ACT relating to motorcycles and mopeds; to amend sections 60-4,128, 60-6,279, 60-2125, 60-2126, 60-2129, 60-2130, and 60-2139, Reissue Revised Statutes of Nebraska, and sections 39-2215, 60-4,115, 60-4,127, 60-4,182, and 60-2131, Revised Statutes Supplement, 2002; to adopt the Motorcycle Safety and Training Act; to change and eliminate provisions relating to motorcycle safety and helmets; to terminate a fund; to provide a penalty; to harmonize provisions; to provide an operative date; to repeal the original sections; and to outright repeal sections 60-2120 to 60-2124, 60-2127, 60-2128, and 60-2132 to 60-2138, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 304. Introduced by Synowiecki, 7; Connealy, 16; Friend, 10; Landis, 46; Mossey, 3; Dw. Pedersen, 39; Preister, 5; Quandahl, 31.

A BILL FOR AN ACT relating to peace officers; to adopt the Peace Officer Employer-Employee Relations Act.

LEGISLATIVE BILL 305. Introduced by Schrock, 38.

A BILL FOR AN ACT relating to game and parks; to amend sections 37-326, 37-428, 37-449, and 37-496, Reissue Revised Statutes of Nebraska, and sections 37-201, 37-404 to 37-406, 37-410, 37-411, 37-413, 37-414, 37-426, 37-427, 37-453, 37-455, and 37-495, Revised Statutes Supplement, 2002; to change provisions relating to cash funds, licenses, permits, stamps, hunter education programs, habitat stamps, special permits, and limited deer permits; to prohibit killing or wounding of certain animals; to provide a penalty; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 306. Introduced by Stuhr, 24.

A BILL FOR AN ACT relating to game and parks; to amend sections 37-449, 37-450, 37-484, 37-497, 37-4,104, 37-4,108, 37-562, and 37-1217, Reissue Revised Statutes of Nebraska, and sections 37-407, 37-415, 37-426, 37-447, 37-457, 37-458, 37-462, 37-463, 37-465, 37-483, 37-4,105, 37-4,106, 37-1212, and 37-1214, Revised Statutes Supplement, 2002; to change fee authorization; and to repeal the original sections.

LEGISLATIVE BILL 307. Introduced by Connealy, 16.

A BILL FOR AN ACT relating to state employees; to amend section 81-1347.01, Reissue Revised Statutes of Nebraska; to change provisions relating to the employee suggestion system; and to repeal the original section.

LEGISLATIVE BILL 308. Introduced by Connealy, 16.

A BILL FOR AN ACT relating to labor; to amend sections 48-2201 to 48-2206, Reissue Revised Statutes of Nebraska, and sections 48-1702 and 81-404, Revised Statutes Supplement, 2002; to name the Non-English-Speaking Workers Protection Act; to define terms; to eliminate a termination date; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 309. Introduced by Bourne, 8; Mossey, 3; Synowiecki, 7.

A BILL FOR AN ACT relating to gambling; to amend sections 9-303, 9-307, 9-313, 9-317, 9-332 to 9-334, 9-336, 9-337, 9-340, 9-345.02, 9-348, 9-350 to 9-352, 9-607, 9-651, and 28-1101, Reissue Revised Statutes of Nebraska, and sections 9-301, 9-315, 9-322, 9-329.02, 9-331, 9-338, 9-340.02, 9-345.01, 9-345.03, 9-346, and 9-349, Revised Statutes Supplement, 2002; to change provisions relating to the Nebraska Pickle Card Lottery Act and the Nebraska County and City Lottery Act; to authorize the use of electronic pickle card devices and lottery equipment as prescribed; to change provisions relating to keno; to define and redefine terms; to provide and change powers and duties; to harmonize provisions; to provide severability; and to repeal the original sections.

LEGISLATIVE BILL 310. Introduced by Connealy, 16; Aguilar, 35; Tyson, 19.

A BILL FOR AN ACT relating to public financing; to amend sections 13-808, 13-2530, and 13-2531, Revised Statutes Supplement, 2002; to adopt the Public Facilities Construction and Finance Act; to harmonize provisions; to provide severability; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 311. Introduced by Erdman, 47; Baker, 44; Maxwell, 9; Smith, 48; Vrtiska, 1.

A BILL FOR AN ACT relating to the Legislature; to amend section 50-419, Reissue Revised Statutes of Nebraska; to adopt the Unfunded Mandates Reform Act; to provide severability; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 312. Introduced by Chambers, 11; Bromm, 23.

A BILL FOR AN ACT relating to lobbying; to amend section 49-1492, Reissue Revised Statutes of Nebraska; to prohibit certain lobbying activities by former state officers as prescribed; and to repeal the original section.

RESOLUTIONS

LEGISLATIVE RESOLUTION 12. Introduced by Erdman, 47.

WHEREAS, Brady Logan Pochon of Ogallala earned the Boy Scouts' highest honor and rank of Eagle Scout, and will be awarded the Eagle Scout Award in February, 2003; and

WHEREAS, Brady Pochon was recognized by the Boy Scouts for his years of hard work, service to community, and commitment to his scouting duties; and

WHEREAS, fewer than two percent of all boys who join the Boy Scouts attain the rank of Eagle Scout; and

WHEREAS, Brady Pochon has achieved great success as an exemplary member of the scouting program and has represented his troop and community with excellence.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NINETY-EIGHTH LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislature congratulates Brady Pochon on his achievement of the elite rank of Eagle Scout in the Boy Scouts and recognizes his outstanding community service efforts in Ogallala.

2. That a copy of this resolution be sent to Brady Pochon and his family.

Laid over.

LEGISLATIVE RESOLUTION 13CA. Introduced by Smith, 48; Aguilar, 35; Cunningham, 40; Engel, 17; Erdman, 47; Foley, 29; Kremer, 34; Mossey, 3; Price, 26; Quandahl, 31; Wehrbein, 2.

THE MEMBERS OF THE NINETY-EIGHTH LEGISLATURE OF NEBRASKA, FIRST SESSION, RESOLVE THAT:

Section 1. At the general election in November 2004 the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection:

To amend Article VII, section 10:

VII-10 "(1) The general government of the University of Nebraska shall, under the direction of the Legislature, be vested in a board of ~~twelve not less than six nor more than eight~~ regents, to be designated the Board of Regents of the University of Nebraska, elected or appointed as follows:

(a) Eight regents ~~who~~ shall be elected from and by districts as ~~herein~~ provided in this section;

(b) Four regents shall be appointed by the Governor. One appointed regent shall be a full-time student attending one of the campuses of the University of Nebraska, and one regent shall be appointed from each of the three congressional districts. The four regents appointed by the Governor

and their successors shall be voting members of the board; and

(c) Three ~~and three~~ students of the University of Nebraska ~~who~~ shall serve as nonvoting members. Such nonvoting student members shall consist of the student body president of the University of Nebraska at Lincoln, the student body president of the University of Nebraska at Omaha, and the student body president of the University of Nebraska Medical Center.

(2) The terms of office of elected ~~members~~ regents shall be ~~for~~ six years. The term of office of the student regent appointed by the Governor shall be one year. The terms of office of the other three regents appointed by the Governor shall be three years, except that for the initial terms commencing in 2005, one regent shall be appointed for one year, one regent shall be appointed for two years, and one regent shall be appointed for three years. The appointed regents shall serve until their successors are appointed and qualified. ~~each.~~ The terms of office of the nonvoting student members shall be for the period of service as student body president. Their duties and powers shall be prescribed by law; and they shall receive no compensation, but may be reimbursed their actual expenses incurred in the discharge of their duties.

(3) The Legislature shall divide the state, along county lines, into as ~~many~~ eight compact regent districts, as ~~there are~~ regents provided by the Legislature, of approximately equal population, which shall be numbered consecutively. The Legislature shall redistrict the state after each federal decennial census. Such districts shall not be changed except upon the concurrence of a majority of the members of the Legislature. In any such redistricting, county lines shall be followed whenever practicable, but other established lines may be followed at the discretion of the Legislature. Whenever the state is so redistricted the members elected prior to the redistricting shall continue in office, and the law providing for such redistricting shall where necessary specify the newly established district which they shall represent for the balance of their term."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

"A constitutional amendment to change the membership of the Board of Regents of the University of Nebraska.

For

Against".

Referred to the Reference Committee.

ANNOUNCEMENT

Senator Brashear announced the Judiciary Committee elected Senator Dw. Pedersen as Vice Chairperson.

UNANIMOUS CONSENT - Add Cointroducers

Senator Bourne asked unanimous consent to have his name added as cointroducer to LR 11CA. No objections. So ordered.

Senator Synowiecki asked unanimous consent to have his name added as cointroducer to LR 4CA. No objections. So ordered.

Senators Hartnett, Quandahl, and Wehrbein asked unanimous consent to have their names added as cointroducers to LB 232. No objections. So ordered.

Senator Engel asked unanimous consent to have his name added as cointroducer to LB 98. No objections. So ordered.

Senators Cunningham and Burling asked unanimous consent to have their names added as cointroducers to LB 124. No objections. So ordered.

Senator Raikes asked unanimous consent to have his name added as cointroducer to LB 53. No objections. So ordered.

Senator Stuthman asked unanimous consent to have his name added as cointroducer to LB 89. No objections. So ordered.

Senator Smith asked unanimous consent to have his name added as cointroducer to LB 257. No objections. So ordered.

WITHDRAW - Cointroducer

Senator Brown withdrew her name as cointroducer to LB 112.

REPORT OF REGISTERED LOBBYISTS

Following is a list of all lobbyists who have registered as of January 13, 2003, in accordance with Section 49-1481, Revised Statutes of Nebraska. Additional lobbyists who have registered will be filed weekly.

(Signed) Patrick J. O'Donnell
Clerk of the Legislature

Abboud, Andrew F.
Venetian Resort Hotel, The

Abboud, Chris, Public Affairs Group
Brain Injury Association of Nebraska, Inc.
Credit Union League, Nebraska
Grocery Industry Association, Nebraska
Las Vegas Sands Inc.
Metro Area Transit
Monsanto
Omaha Police Union, Local 101

Adams, John H.

International Gamco, Inc.

Adams, Jr., Donald D.
Nebraskans First, Inc.

Alberts, Dan
Corn Growers Association, American

American Communications Group, Inc.
Behavioral Health Organizations, Nebraska Association of
Center for Rural Affairs
Citizens for a Healthy Nebraska
Counseling Association, Nebraska
Emergency Medical Service Association, Nebraska
Engineers and Architects, Nebraska Board of Examiners for
Fire Fighters Association, Nebraska Professional
Girl Scout Legislative Monitoring Network, Nebraska
Housing Excellence Coalition
Land Title Association, Nebraska
Papio-Missouri Natural Resources District
Physical Therapy Association, Nebraska Chapter of American
Physician Assistants, Nebraska Academy of
Psychological Association, Nebraska
Public Employees, AFSCME Local 61, Nebraska Association of
Public Health, Nebraskans for
Respiratory Care, Nebraska Society for
Retired School Personnel, Nebraska Association of
Speech, Language, & Hearing Association, Nebraska
Teamsters Local Union 554

Andersen, Robert C.
Cooperative Council, Nebraska

Anderson, Robert L.
Agri-Business Association, Nebraska
Anderson Management Services, Inc.

Anderson, Shannon M.
Alegent Health

Anderson, Tim W.
Central Nebraska Public Power & Irrigation District

Apel, Justin
Resources Districts, Nebraska Association of

Baack, Dennis G.
Community College Association, Nebraska

- Bailey, Jon M.
Center for Rural Affairs
- Barnett, Linda
YMCA's of Nebraska
- Barrett, John
Republican Party, Nebraska
- Barta, Roy
Livestock Markets Association, Nebraska
- Bateman, Joseph R.
Union Pacific Railroad
- Beattie, George
Bankers Association, Nebraska
- Beermann, Allen J.
Press Association, Nebraska
- Belcher, Barbara N.
Merck & Company, Human Health Division (PA)
Merck/Schering Plough Pharmaceuticals
- Bell, David
Loup River Public Power District
- Belschner, Shanna
Children and Family Coalition of Nebraska
- Berg, Amy R.
Voices for Children
- Boehm, John M.
Mortgage Association, Nebraska
- Bohrer, Bruce J.
Lincoln Chamber of Commerce
- Bonaiuto, John A.
School Boards, Nebraska Association of
- Boucher, Richard
Sheriff's Association, Nebraska
- Brady, Justin J.
Radcliffe & Associates

Britton, Mark Douglas
State Farm Insurance Companies

Broer, Walter L.
General Contractors, Nebraska Building Chapter, Associated

Bruning, Deonne L.
AT&T Corporation
Cox Nebraska Telcom, L.L.C.

Buntain, David R.
Medical Association, Nebraska

Butz, Timothy C.
ACLU Nebraska

Bydalek, Dave
Family First

Campbell, Kathy
Cedars Youth Services

Campbell, Mary M.
Beer Wholesalers Association, Nebraska
Cable Communications Association, Nebraska
Educational Service Units, Consortium of
Lincoln Public Schools
Nature Conservancy Action fund, The
Region II and V Services
State Troopers Association of Nebraska, Inc.
University of Nebraska
VVS, Inc.
Wholesale Liquor Distributors Association, Nebraska

Carstenson, Eric B.
Telecommunications Association, Nebraska

Cavanaugh Law Firm, P.C.
Creighton University
District Court Judges Association, Nebraska
Explore Information Services, LLC
Fraternal Order of Police, Nebraska
Independent Insurance Agents of Nebraska
National Confectioners Association

Cavanaugh, James P.
Cavanaugh Law Firm, P.C.

Cavanaugh, Patrick B.

Cavanaugh Law Firm, P.C.

Cheloha, John A. 'Jack'
City of Omaha

Chermok, Ruth
Electrical Contractors Association, National

Clark, Douglas R.
Metropolitan Utilities District of Omaha

Clayburn, Neal
Lincoln Education Association

Craig, Robert B.
American Legion of Nebraska

Cunningham, James R.
Catholic Conference, Nebraska

Cutshall & Associates
1-800-CONTACTS
Area Agencies on Aging, Nebraska Association of
BryanLGH Health System
College Systems, Board of Trustees of Nebraska State
Community Lottery System, Inc.
County Attorneys Association, Nebraska
Dietetic Association, Nebraska
Family Physicians, Nebraska Academy of
Financial Services Coalition, Nebraska
Funeral Directors Association, Nebraska
Lincoln Medical Education Foundation
Manufactured Housing Association, Nebraska
Metropolitan Utilities District of Omaha
Nebraska Public Power District
Pfizer, Inc. (CA)
Poultry Industries, Inc., Nebraska
Public Television, Inc., Nebraskans for
Resources Districts, Nebraska Association of
Rural Community Schools Association, Nebraska
Ruth & Mueller, LLC
Southern Nebraska Rural Public Power District
Union Pacific Railroad
Water Coalition, Nebraska

Cutshall, Bruce A.
Cutshall & Associates

DeCamp, John W.

Chiropractic Physicians Association, Nebraska
Veterans of Foreign Wars

Dibbern, Chris M.
Nebraska Municipal Power Pool

Dix, Larry
County Officials, Nebraska Association of

Dobler, James B.
Farmers Mutual Insurance Company of Nebraska, National Research
Hospital

Dubas, Annette
Friends of the Constitution

Dudley, William H.
AFLAC

Dulaney, Michael S.
School Administrators, Nebraska Council of

Edson, Dean E.
Resources Districts, Nebraska Association of

Ellerbee, Don
Veterinary Medical Association, Nebraska

Elliott, Joseph W.
Professional Insurance Agents of Nebraska

Elliott, Mary Jane
Health Care Association, Nebraska

Eret, Don
Tractor Testing Laboratory, Supporters of Nebraska

Erickson, Julie S.
American Communications Group, Inc.

Evans, Eric A.
Advocacy Services, Inc., Nebraska

Eynon-Kokrda, Elizabeth
Omaha Public Schools

Fahleson, Mark A.
High Plains Corporation

Ferdinand, L. Rene'
ARC of Nebraska

Ferrell, Beth Bazyn
County Officials, Nebraska Association of

Flannery, John S.
Verizon

Fraizer, T. J.
AFLAC
Insurance Association, American
Mutual of Omaha Insurance Companies

Fulton, Jack A.
Sugar Cooperative, The Western

Gigstad, Carolyn D.
Engineering Companies/Nebraska, American Council of
Engineers, Nebraska Society of Professional

Gilbertson, Korby M.
Radcliffe & Associates
Wildlife Protector's Association, Inc./Operation Game Thief, Nebraska

Goc, John J.
Belle of Sioux City (BOSC LP)
Metropolitan Utilities District
Telephone Assn., Nebraska Independent

Godsey, Ronald
TAP Pharmaceuticals

Golden, Jeff
Boys and Girls Home of NE, Inc.

Gordon, James E.
DeHart & Darr Associates

Gottschalk, Kristen
Rural Electric Association, Nebraska

Gould, John 'Jack'
Common Cause
Common Cause Nebraska

Graham, Ronald
Novartis Pharmaceuticals Corporation

- Grieser, Mary Taylor
Certified Public Accountants, Nebraska Society of
- Griess, James R.
Education Association, Nebraska State
- Hale, Brian R.
School Boards, Nebraska Association of
- Hall, Kimberle M.
Home & Community Health Agencies, Nebraska Association of
- Hallstrom, Robert J.
Bankers Association, Nebraska
National Federation of Independent Business
NETWORKS, Inc.
Pharmacists Association, Nebraska
- Hansen, Hal Anthony
Farmers Union, Nebraska
- Hansen, John K.
Farmers Union, Nebraska
- Harris, Nance
Trucking Association, Nebraska
- Hartmann, William
General Contractors of America, NE Chapter, Associated
- Harvey, William F.
Big Red Lottery Services, Ltd.
- Head, Craig J.
Farm Bureau Federation, Nebraska
- Hedman, Gary
Southern Nebraska Rural Public Power District
- Hobbs, Dawson
National Rifle Association Institute for Legislative Action
- Hogrefe, Raymond H.
National Association of Retired Federal Employees, NE Federation
- Holmquist, David W.
American Cancer Society
- Holmquist, Jay

Rural Electric Association, Nebraska

Hood, Jane Renner
Humanities Council, Nebraska

Horne, Virgil L.
Lincoln Public Schools

Hybl, Michael G.
Trucking Association, Nebraska

Jenkins, Thomas J.
Blue Cross & Blue Shield of Nebraska

Jensen, Ronald L.
Dental Hygienists' Association, Nebraska
Homes & Services for the Aging, Nebraska Association of
KRAFT FOODS, INC.
Magellan Health Services, Inc.
Miller Brewing Co.
Nurse Anesthetists, Nebraska Association of
Optometric Association, Nebraska
Philip Morris, Inc.
Podiatric Medical Association, Nebraska
Private Resources, Nebraska Association of
Radiologic Technologists, Nebraska Society of

Jensen, S. Michael
Great Plains Communications

Jewell, Jan
DeCamp Legal Services, P.C.

Johnson, DeMaris
County Attorneys Association, Nebraska
Water Resources Association, Nebraska

Johnson, Dick
Builders and Contractors, Inc., Associated

Johnson, Mary A.
Ruth & Mueller, LLC

Johnson, Rod E.
Pork Producers Association, Nebraska

Johnson, Sandra A.
Medical Association, Nebraska

Jordison, John C.

Great Plains Communications

Kamm, Richard D.

Class VI Association of Schools

School Finance Coalition, Nebraska

Karavas, Julie M.

Cattlemen, Inc., Nebraska

Kay, Sara A.

AIA Nebraska

Keetle, Roger S.

Hospitals & Health Systems, Nebraska Association of

Keigher, Timothy P.

Petroleum Marketers & Convenience Store Assn., Nebraska

Kelley, Michael A.

Beverage Operators of Nebraska, Responsible
Criminal Defense Attorneys Association, Nebraska

Douglas County, Nebraska

Eastern Nebraska Human Services Agency

Elevator Industry Work Preservation

Horsemen's Benevolent & Protective Association

Ignition Interlock Systems of IA, Inc.

Insurance Auto Auctions, Inc.

Kelley & Lehan, P.C.

Omaha Airport Authority

Omaha Exposition & Racing, Inc.

Radcliffe & Associates

Kennedy, Barry L.

Chamber of Commerce & Industry, Nebraska

Kenny, Timothy R.

Investment Finance Authority, Nebraska

Kevil, G. Bruce

Home Builders Association, Nebraska State

Kierstead, Roberta

Planned Parenthood of Lincoln

Kilgarin, Karen

Education Association, Nebraska State

King, Terry L.

General Contractors of America, NE Chapter, Associated

Kissel, Gordon

Kissel/E&S Associates, L.L.C.

Kissel/Erickson & Sederstrom Associates, L.L.C.

AIA Nebraska

Alegent Health

Ameristar Casinos, Inc.

Cooperative Council, Nebraska

Erickson & Sederstrom, P.C.

Goodwill Industries, Nebraska

Hearing Society, Nebraska

Historical Society, Nebraska State

Investment Finance Authority, Nebraska

Lancaster County Board of Commissioners

Lincoln Electric System

Nebraska Municipal Power Pool

Petroleum Institute, American

Pork Producers Association, Nebraska

Professional Engineers Coalition

Telecommunications Business Users Coalition, Nebraska

West Corporation

Kohout, Joseph D.

Kelley & Lehan, P.C.

Kramer, David J.

Republican Party, Nebraska

Krannawitter, Brian

Health Education Incorporated

Kratz, Dean G.

General Contractors, Nebraska Building Chapter, Associated

Krebsbach, Laura

Sierra Club, Nebraska

Krumland, Gary G.

League of Nebraska Municipalities

Kruse, Larry D.

Glaxo Wellcome, Inc.

Kulesher, Kate

Wyeth

Lamb, Amy

Occupational Therapy Association, Nebraska

Lange, Robert G.

Ameritas Life Insurance Corporation

Licht, Alice L.

Agri-Business Association, Nebraska

Anderson Management Services, Inc.

Auctioneers Association, Nebraska

Automotive Recycling Industry of Nebraska

Aviation Trade Association, Nebraska

Hotel & Motel Association, Inc., Nebraska

Interior Design, Nebraska Coalition for

Pest Control Association, Nebraska State

Lindsay, John

O'Hara, Lindsay & Associates, Inc.

Lineweber, Ray L.

United Transportation Union

Loeffler, Michael T.

Northern Natural Gas

Logsdon, Robert R.

Cox Nebraska Telcom, L.L.C.

Lombardi, Richard A.

American Communications Group, Inc.

Lucas, Paul J.

Miller Brewing Co.

Lutz, Daniel B.

ProRail Nebraska, Inc.

Lutz, Mark

Restaurant Association, Nebraska

Lutz, Richard

Restaurant Association, Nebraska

Mahlman, Dale L.

Medical Association, Nebraska

Marcus, Joan K.

ARC of Nebraska

Marshall, Kelly J.

Pharmacia & UpJohn Inc.

Mass, Ken E.
AFL-CIO, Nebraska State

McBride, David S.
Insurance and Financial Advisors, National Association of
Optometric Association, Nebraska

McClure, John
Nebraska Public Power District

McGuire & Norby
3M Traffic Control Materials Division
Alliance of American Insurers
Anheuser-Busch Companies
Cargill, Incorporated
City of Lincoln
Corn Growers Association, Nebraska
Crow Butte Resources, Inc.
Education Association, Nebraska State
Johnson & Johnson
Tobacco & Candy Distributors, Nebraska Association of

McGuire, Mark D.
McGuire and Norby

McKenzie, Janis M.
Gifted, Nebraska Association for the
Insurance Federation, Nebraska

Meek, Randy D.
Brotherhood of Locomotive Engineers, Nebraska State Legislative Board

Meerkatz, Marilyn
Class I's United

Menzel, Elaine
County Officials, Nebraska Association of

Meurrens, Bradley A.
Advocacy Services, Inc., Nebraska

Mihovk, Donald J.
Chamber of Commerce & Industry, Nebraska

Mikkelsen, Brian
Education Association, Nebraska State

Minor, Timothy H.

CF Industries, Inc.

Moore, Scott D.

Union Pacific Railroad

Moors, H. Jack

McGuire and Norby

Moylan, James H.

Beverage Association, Nebraska Licensed

R.J. Reynolds Tobacco

Mueller, William J.

Airport Officials, Nebraska Association of

American Express Travel Related Services, Inc.

Anesthesiologists, Nebraska Society of

Ash Grove Cement Co.

Aventis Pasteur, Inc., MultiState Associates Inc. on behalf of
Ayars & Ayars, Inc.

Bankers Association, Heartland Community

Better Nebraska Association

Big Red Lottery Services, Ltd.

Chief Industries, Inc.

Citizens for a Healthy Nebraska

Collectors Association, Nebraska

Court Reporters Association, Nebraska

Cutshall & Associates

Dental Association, Nebraska

Duncan Aviation

Eye Physicians and Surgeons, Nebraska Academy of

First Data Corporation

General Contractors of America, NE Chapter, Associated

Harrah's Entertainment, Inc.

Independent Accountants, Nebraska Society of

Kellogg Company

Lincoln Airport Authority

Lincoln Electric System

Lyman-Richey Corporation

M/A-COM Private Radio Systems

Machinery Company, Nebraska

MDS Pharma Services (US) Inc.

Methodist Health Systems, Nebraska

Millard Public Schools

Nebraska Interactive

Nebraska State Bar Association

Pharmaceutical Research and Manufacturers of America

Press Association, Nebraska

Richard Young Center

S I Ds, Nebraska Association For
Western Wireless Corporation

Mumgaard, D. Milo
Appleseed Center for Law in the Public Interest, Nebraska

Munguia, Roberto Fernando
Burlington Northern Santa Fe

Nabb, Douglas
Fremont Public Schools

Neilan, Perre S.
Realtors Association, Nebraska

Nelson, Craig L.
County Officials, Nebraska Association of

Nielsen, Coleen J.
Insurance Information Service, Nebraska
Merck & Company, Human Health Division (PA)
State Farm Insurance Companies

Niemann, Nicholas K.
Omaha Chamber of Commerce, Greater

Nolte, Beverly Todd
Planned Parenthood of Omaha-Council Bluffs

Nowka, Trent P.
Cutshall & Associates

Obermier, Duane
Education Association, Nebraska State

O'Hara, Lindsay & Associates, Inc.
Ambulatory Centers, Nebraska Association of Independent
Aquila
Automobile Manufacturers, Alliance of
Blue Cross & Blue Shield of Nebraska
County Judges Association, Nebraska
Douglas County School Dist 0001
Finocchiaro Wine Company, Inc.
First National Bank of Omaha
Hall County Livestock Improvement Association
Housing & Redevelopment Officials, National Assn.
Humanities Council, Nebraska
Kinder Morgan, Inc.
Motorola, Inc.

Northern Natural Gas
Nucor Corporation
Omaha Public Power District
Peru State College Foundation
Pioneer Hi-Bred International
Public Accountancy, Nebraska State Board of
Soft Drink Association, Nebraska
Trial Attorneys, Nebraska Association of
Winnebago Tribe of Nebraska
Worldcom, Inc.

O'Hara, Paul V.
O'Hara, Lindsay & Associates, Inc.

Olhausen, Vaun C.
Schering-Plough External Affairs Inc.

Olsen, Keith R.
Farm Bureau Federation, Nebraska

O'Neill, Jr., Thomas J.
Independent Colleges & Universities of Nebraska (AICUN), Association
of

Orton, Leroy
Irrigation Association, Nebraska State
Waste Water Assn., Nebraska On-Site
Well Drillers Association, Nebraska

Otto, James A.
Retail Federation, Nebraska

Ozanne, Colleen K.
State Farm Insurance Companies

Pack, Mary M.
Radcliffe & Associates

Pappas, James E.
Bellevue Public Schools
NorthWestern
UNO Faculty

Pallesen, Jr., Charles M.
Medical Association, Nebraska

Peetz, Natalie
Omaha Chamber of Commerce, Greater

- Perkins, Gary A.
Children's Healthcare Services
- Peters, William E.
Burlington Northern Santa Fe
Golden Rule Insurance Company
- Petersen, Daphne
Optometric Association, Nebraska
Social Workers, Nebraska Chapter, National Association of
- Peterson, Alan E.
Media of Nebraska, Inc.
- Peterson, Patricia Schuett
Investment Finance Authority, Nebraska
- Pierson, Darwin R.
Oil & Gas Association, Nebraska Independent
- Plucker, Julia
Children's Healthcare Services
- Prenda, Amy
Kissel/E&S Associates, L.L.C.
- Preston, James N.
Trucking Association, Nebraska
- Prettyman, Keith A.
Lincoln Insurance Group
- Ptacek, Patrick J.
Grain and Feed Association, Nebraska
- Radcliffe, Walter H.
Agriculture, Nebraska State Board of
ALLTEL Communications
Cable Communications Association, Nebraska
Cemetery Association, Nebraska State
Certified Public Accountants, Nebraska Society of
Coalition for Constitutional Change
Father Flanagan's Boys' Home aka Girls and Boys Town
Father Flanagan's Boys' Home d/b/a Boys Town National Research
Hospital
Financial Services Coalition, Nebraska
GTECH Corporation
Health Care Association, Nebraska
Health System, Nebraska

Lincoln Public Schools
Media of Nebraska, Inc.
Motion Picture Association of America
Optometric Association, Nebraska
Public Health Funding, Nebraskans for
Pyrotechnics Association, Nebraska
RACOM Corporation
Realtors Association, Nebraska
School Food Service Association, Nebraska
State Troopers Association of Nebraska, Inc.
Tyson Foods Inc./IBP, Inc.
University of Nebraska
UST Public Affairs, Inc.
Waste Connections, Inc.
West Dodge Task Force, The
Wholesale Liquor Distributors Association, Nebraska

Rasmussen, Dennis
Auto Dealers Association, Nebraska Independent
Catrala of Nebraska
Class I's United
Friends of Rural Education
Great Plains Communications
Iowa/Nebraska Equipment Dealers Association
KRAFT FOODS, INC.
Land Improvement Contractors Association, Nebraska
LensCrafters
Miller Brewing Co.
Petroleum Marketers & Convenience Store Assn., Nebraska
Philip Morris, Inc.
Waste Water Assn., Nebraska On-Site

Redoutey, Laura J.
Hospitals & Health Systems, Nebraska Association of

Remington, S. June
Insurance and Financial Advisors, National Association of

Rempe, Jay E.
Farm Bureau Federation, Nebraska

Renner, Shawn D.
Media of Nebraska, Inc.

Rex, L. Lynn
League of Nebraska Municipalities

Reynolds, Simera
Mothers Against Drunk Driving, Nebraska

Richards, Thomas
Omaha Public Power District

Riibe, Diane
Project Extra Mile

Robertson, Rob J.
Farm Bureau Federation, Nebraska

Rodenburg, Susan Larson
Kissel/E&S Associates, L.L.C.

Rowley, Mitch
Catholic Conference, Nebraska

Ruehle, Greg
Cattlemen, Inc., Nebraska

Ruth, Larry L.
Airport Officials, Nebraska Association of
American Express Travel Related Services, Inc.
Anesthesiologists, Nebraska Society of
Ash Grove Cement Co.
Aventis Pasteur, Inc., MultiState Associates Inc. on behalf of
Ayars & Ayars, Inc.
Bankers Association, Heartland Community
Better Nebraska Association
Big Red Lottery Services, Ltd.
Chief Industries, Inc.
Citizens for a Healthy Nebraska
Collectors Association, Nebraska
Court Reporters Association, Nebraska
Cutshall & Associates
Dental Association, Nebraska
Duncan Aviation
Eye Physicians and Surgeons, Nebraska Academy of
First Data Corporation
General Contractors of America, NE Chapter, Associated
Harrah's Entertainment, Inc.
Independent Accountants, Nebraska Society of
Kellogg Company
Lincoln Airport Authority
Lincoln Electric System
Lyman-Richey Corporation
M/A-COM Private Radio Systems
Machinery Company, Nebraska
MDS Pharma Services (US) Inc.
Methodist Health Systems, Nebraska

Millard Public Schools
Nebraska Interactive
Nebraska State Bar Association
Pharmaceutical Research and Manufacturers of America
Press Association, Nebraska
Richard Young Center
S.I.D.s, Nebraska Association For
Western Wireless Corporation

Ryan, Beth
Union Pacific Railroad

Sahling-Zart, Shelley R.
Lincoln Electric System

Scanlan, Jeffrey L.
Cornhusker Casualty Company

Scarpello, Sam M.
Electrical Workers, Nebraska State Council of
Omaha Building & Construction Trades Council
Utility Workers Conference, Nebraska State

Schimek, Herbert H.
Education Association, Nebraska State

Schleppenbach, Greg
Catholic Conference, Nebraska

Schmidt, Tom
Pfizer, Inc. (CA)

Schmit Industries, Inc.
Ag Processing, Inc.
Charitable Gaming and Legislation, Nebraskans for
Chiropractic Physicians Association, Nebraska
Crossroads Coop
Husker Ag Processing
KAPPA - Group
Nordic Biofuels
Oregon Trails

Schmit-Albin, Julie
Right to Life, Inc., Nebraska

Seacrest, Kent
Antelope Valley Authority, Joint

Sedlacek, Ronald J.

Bankers Association, Nebraska
Chamber of Commerce & Industry, Nebraska
Travelers Express Company, Inc.

Sellentin, Jerry L.
School Administrators, Nebraska Council of

Setzepfandt, Scott
HLR Service Corporation

Sholl, Arthur F.
Engineers, American Society of Mechanical

Shultz, Jack L.
Motorcycle Industry Council, Inc.

Siefken, Kathy
Grocery Industry Association, Nebraska

Snyder, Patricia
Health Care Association, Nebraska

Sommermeier, Mary E.
League of Nebraska Municipalities

Stading, Donald R.
Ameritas Life Insurance Corporation

Stepanek, Chuck
Nurses' Association, Nebraska

Stilmock, Gerald M.
Emergency Management, Nebraska Association of
Firefighter's Association, Nebraska State Volunteer
National Federation of Independent Business
Pharmacists Association, Nebraska

Stremming, Troy A.
Ameristar Casinos, Inc.

Sullivan, J. Scott
Credit Union League, Nebraska

Swertzic, Michelle
Propane Gas Association, Nebraska

Swift, Mark A.
Health Alliance, LLC

Todd, Jr., A. Loy

Car & Truck Dealers Association, Nebraska New

Uhe, Fred J.

Sarpy County Board of Commissioners

Ullstrom, Galen F.

Mutual of Omaha Insurance Companies

Urdahl, Michael B.

Great Plains Communications

Van Pelt, Carter

Advocates for Justice & Equality, Nebraska

Varney, Michael

Farmers Insurance Group

Vickers, Tom

Community College Association, Nebraska

Educational Lands and Funds, Board of

Nurses' Association, Nebraska

Postsecondary Career Schools, Nebraska Council of Private

Propane Gas Association, Nebraska

Westside Community Schools

Vodvarka, Dan

Certified Public Accountants, Nebraska Society of

Wade, Rick G.

McGuire and Norby

Wagner, Connie

Licensed Practical Nurse Association of Nebraska

Walker, Steven H.

Norris Public Power District

Warth, Terry

Nebraska Public Power District

Weber, Rocky

Cooperative Council, Nebraska

Welsch, Mark E.

GASP-Group to Alleviate Smoking Pollution

Wickman, Barbara J.

Metro Omaha Builders Association

Wightman, Anna Castner
First National of Nebraska, Inc.

Williams, David M.
Ameritas Life Insurance Corporation

Wininger, Dwight
Rural Telecommunications Coalition, Nebraska

Winston, Ken
Community Action Agencies, Association of Nebraska
Library Association, Nebraska
Nebraskans Against the Death Penalty
Sierra Club, Nebraska

Withem, Ron
University of Nebraska

Wood, Angela K.
Cutshall & Associates

Yontz, Randall G.
American Heart Association

Yost, Kurt T.
Bankers Association, Nebraska Independent
Central Nebraska Public Power & Irrigation District
Check Cashiers Association, Nebraska

VISITORS

Visitor to the Chamber was Jim Vanderloop from Cedar Rapids.

ADJOURNMENT

At 4:19 p.m., on a motion by Speaker Bromm, the Legislature adjourned until 10:00 a.m., Tuesday, January 14, 2003.

Patrick J. O'Donnell
Clerk of the Legislature

